IN THE HIGH COURT OF JUDICATURE
ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE SRI JUSTICE J.CHELAMESWAR

WP No. 25620 of 1995

Between :

Shaik Meera Saheb .. Petitioner

And

Government of Andhra Pradesh,
Rep. by its Secretary, Revenue (FF-I)
Department, A.P. Secretariat,
Hyderabad .. Respondent

Dated : 05th July, 2006

ORDER :

Writ Petition is filed with the prayer as follows :

> "For the reasons stated in the accompanying affidavit of the petitioner , it is prayed that this Hon'ble Court may be pleased to issue an appropriate writ, order or direction particularly one in the nature of Writ of Mandamus, declaring the Rule 6-A of Freedom Fighters' State Pension Rules and the impugned proceedings passed by the respondent in their Memo No. 45348/FF.I(A-2)/89, dated 20.3.1995, as illegal, arbitrary and *void ab initio,* and this Hon'ble Court may be pleased to struck down the above Rules, and the respondent may be further directed to pay the freedom fighter's pension payable to the petitioner from April 1986 onwards and pass such other order/s as this Hon'ble Court may deem fit and proper."

When the matter is taken up, it was brought to my notice that the Andhra Pradesh Freedom Fighters Pension Rules are amended by G.O. Ms.No.714, Revenue, dated 1.5.1981 which read as follows :

> "These Rules shall apply only to such Freedom Fighters, who are not eligible for any pension under the Government of India Freedom Fighters Pension Scheme 1972 or Swatantra Sainik Samman Pension Scheme, 1980".

Admittedly, the petitioner is in receipt of the pension from the Government of India under the Freedom Fighters Pension Scheme, 1972 as modified by Swatantra Sainik Samman Pension Scheme, 1980.

In the circumstances, the petitioner is not entitled for any relief as prayed for. The writ petition is accordingly dismissed.

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knk 05.07.2006